

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

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In re	:	Chapter 9
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CITY OF DETROIT, MICHIGAN,	:	Case No. 13- 53846
	:	
Debtor.	:	Hon. Steven W. Rhodes
	:	
	:	
	X	

**STIPULATION BY AND BETWEEN THE CITY  
OF DETROIT, MICHIGAN AND CREDITORS REGARDING  
ADJOURNMENT OF THE HEARING ON PLAN CONFIRMATION**

The City of Detroit, Michigan (the “**City**”) and certain creditors objecting to confirmation of the *Seventh Amended Plan for the Adjustment of Debts of the City of Detroit (September 15, 2014)* [Docket No. 7502] (the “**Objecting Creditors**”)<sup>1</sup> (collectively, the “**Parties**”) by and through each of their undersigned counsel, hereby stipulate as follows:

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<sup>1</sup> Financial Guaranty Insurance Company (“**FGIC**”), Deutsche Bank AG, London, Dexia Credit Local and Dexia Holdings, Inc., Panning Capital Management, LP, on behalf of funds and accounts managed by it, Monarch Alternative Capital LP, on behalf of funds and accounts managed by it, Bronze Gable, L.L.C., Aurelius Capital Management, LP, on behalf of its managed entities, Stone Lion Capital Partners, L.P., on behalf of funds and accounts managed by it, BlueMountain Capital Management, LLC, on behalf of funds and accounts managed by it, and the

WHEREAS, on July 18, 2014, the City filed a petition for relief under chapter 9 of title 11 of the United States Code;

WHEREAS, on August 13, 2014 this Court entered an *Eighth Amended Order Establishing Procedures, Deadlines and Hearing Dates Relating to the Debtor's Plan of Adjustment* [Docket No. 6699] (the "**Scheduling Order**"), setting hearing dates relating to confirmation of the Plan;

WHEREAS, on August 20, 2014 the City filed the *Sixth Amended Plan for the Adjustment of Debts of the City of Detroit (September 15, 2014)* [Docket No. 6908];

WHEREAS, on September 9, 2014 the City announced an agreement in principle with Syncora Guarantee Inc. and Syncora Capital Assurance Inc. (collectively, "**Syncora**") whereby Syncora would withdraw its objection to the Plan in connection with a settlement of its claims against the City;

WHEREAS, on September 14, 2014 the Objecting Creditors filed a *Motion of Creditors for Adjournment of Confirmation Hearing and Relief from Scheduling Order* [Docket No. 7474] (the "**Motion**");<sup>2</sup>

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Macomb Interceptor Drain Drainage District ("**MIDDD**"), and Wilmington Trust, N.A., in its capacity as successor contract administrator.

<sup>2</sup> Wilmington Trust, N.A., in its capacity as successor contract administrator, joined the Motion by filing a *Joinder to Motion of Creditors for Adjournment of*

WHEREAS, on September 15, 2014 the City represented to the Court during a hearing on the Motion that it would be filing a *Seventh Amended Plan for the Adjustment of Debts of the City of Detroit* (the “**Seventh Amended Plan**”) on or about September 15, 2014;

WHEREAS, after a hearing, this Court determined that the filing of the Seventh Amended Plan constituted extraordinary cause for an adjournment of the hearing on plan confirmation and urged the City and the Objecting Creditors to agree to a revised schedule;

WHEREAS, on September 16, 2014 the City filed the Seventh Amended Plan [Docket No. 7503];

NOW, THEREFORE, in order to allow an opportunity for the Objecting Creditors to analyze the Seventh Amended Plan, the Parties hereby:

1. Agree that the hearing on plan confirmation shall be adjourned from Friday, September 19, 2014 until Monday, September 29, 2014 and shall follow the Court’s Scheduling Order thereafter;
2. Agree that any supplemental objections to the Seventh Amended Plan shall be filed by Friday, September 19, 2014;

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*Confirmation Hearing and Relief from Scheduling Order and Limited Statement Respecting Settlement Terms* [Docket No. 7476].

3. Agree that responses to supplemental objections to the Seventh Amended Plan shall be filed by Friday, September 26, 2014;

4. Agree that fact discovery, if any, regarding the Seventh Amended Plan shall occur between September 19, 2014, and September 28, 2014;

5. Agree that supplemental expert reports based on the Seventh Amended Plan, if any, shall be served by September 29, 2014 and that any witness serving a such supplemental expert report may be deposed at any time prior to his or her testimony;

6. Agree that the Objecting Creditors may call Mr. Kevin Murphy as an expert witness in support of their objections to the Seventh Amended Plan, and that the plan supporters may take Mr. Murphy's deposition prior to his testimony;

7. Request that the Court enter the proposed order attached hereto as **Exhibit 1** approving this Stipulation.

Dated: September 16, 2014

/s/ Heather Lennox

Heather Lennox (OH 0059649)  
David G. Heiman (OH 0038271)  
JONES DAY  
North Point  
901 Lakeside Avenue  
Cleveland, Ohio 44114  
Telephone: (216) 586-3939  
Facsimile: (216) 579-0212  
dgheiman@jonesday.com  
hlennox@jonesday.com

-and-

Bruce Bennett (CA 105430)  
JONES DAY  
555 South Flower Street  
Fiftieth Floor  
Los Angeles, California 90071  
Telephone: (213) 243-2382  
Facsimile: (213) 243-2539  
bbennett@jonesday.com

-and-

Robert S. Hertzberg (P30261)  
Deborah Kovsky-Apap (P68258)  
PEPPER HAMILTON LLP  
4000 Town Center, Suite 1800  
Southfield, Michigan 48075  
Telephone: (248) 359-7300  
Facsimile: (248) 359-7700  
hertzbergr@pepperlaw.com  
kovskyd@pepperlaw.com

*Attorneys for the City of Detroit,  
Michigan*

/s/ Alfredo R. Pérez

Alfredo R. Pérez  
WEIL, GOTSHAL & MANGES LLP  
700 Louisiana Street, Suite 1700  
Houston, TX 77002  
Telephone: (713) 546-5000  
Facsimile: (713) 224-9511  
Email: alfredo.perez@weil.com

-and-

Ernest J. Essad Jr.  
Mark R. James  
WILLIAMS, WILLIAMS, RATTNER  
& PLUNKETT, P.C.  
280 North Old Woodward Avenue,  
Suite 300  
Birmingham, MI 48009  
Telephone: (248) 642-0333  
Facsimile: (248) 642-0856  
EJEssad@wwrplaw.com  
mrjames@wwrplaw.com

*Attorneys for Financial Guaranty  
Insurance Company*

/s/ Kenneth E. Noble

Kenneth E. Noble  
John J. Ramirez  
KATTEN MUCHIN ROSENMAN LLP  
575 Madison Avenue  
New York, NY 10022-2585  
Tel: (212) 715-9393  
E-mail: Kenneth.noble@kattenlaw.com  
john.ramirez@kattenlaw.com

*Counsel for Deutsche Bank AG, London*

/s/ Jonathan M. Wagner

Jonathan M. Wagner  
Thomas Moers Mayer  
KRAMER LEVIN NAFTALIS  
& FRANKEL LLP  
1177 Avenue of the Americas  
New York, NY 10036  
Tel: (212) 715-9169  
E-mail: tmayer@kramerlevin.com  
jwagner@kramerlevin.com

- and -

Deborah L. Fish  
ALLARD & FISH, P.C.  
2600 Buhl Building  
535 Griswold  
Detroit, MI 48226  
Tel: (313) 309-3171  
E-mail: dfish@allardfishpc.com

*Counsel for Dexia Crédit Local and  
Dexia Holdings, Inc., Panning Capital  
Management, LP, on behalf of funds and  
accounts managed by it, Monarch  
Alternative Capital LP, on behalf of  
funds and accounts managed by it,  
Bronze Gable, L.L.C., Aurelius Capital  
Management, LP, on behalf of its  
managed entities, Stone Lion Capital  
Partners L.P., on behalf of funds and  
accounts managed by it and  
BlueMountain Capital Management,  
LLC on behalf of funds and accounts  
managed by it*

/s/ Allan S. Brilliant

Allan S. Brilliant  
Debra D. O’Gorman  
Stephen M. Wolpert  
DECHERT LLP  
1095 Avenue of the Americas  
New York, NY 10016  
Telephone: (212) 698-3500  
Facsimile: (212) 698-3599  
allan.brilliant@dechert.com  
stephen.wolpert@dechert.com

*Attorneys for Macomb Interceptor Drain  
Drainage District*

/s/ Heath D. Rosenblat

Heath D. Rosenblat, Esq.  
Kristin K. Going, Esq.  
DRINKER BIDDLE & REATH LLP  
1177 Avenue. of the Americas,  
41st Floor  
New York, New York 10036-2714  
E-mail: Kristin.Going@dbr.com  
E-mail: Heath.Rosenblat@dbr.com  
Telephone: (212) 248-3140

-and-

Dirk H. Beckwith, Esq. (P35609)  
FOSTER SWIFT COLLINS &  
SMITH, P.C.  
32300 Northwestern Highway,  
Suite 230  
Farmington Hills, Michigan 48334-1471  
E-mail: dbeckwith@fosterswift.com  
Telephone: (248) 539-9918

*Counsel for Wilmington Trust, National  
Association, as Successor Contract  
Administrator*

**Exhibit 1**  
**Proposed Order**

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

	X	
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In re	:	Chapter 9
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CITY OF DETROIT, MICHIGAN,	:	Case No. 13- 53846
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Debtor.	:	Hon. Steven W. Rhodes
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	:	
	X	

**ORDER APPROVING STIPULATION BY AND BETWEEN THE  
CITY OF DETROIT, MICHIGAN AND CREDITORS REGARDING  
ADJOURNMENT OF THE HEARING ON PLAN CONFIRMATION**

The Stipulation By and Between the City of Detroit, Michigan and Creditors Regarding Adjournment of the Hearing on Plan Confirmation (the “**Stipulation**”)<sup>3</sup> having been entered into by and between the City of Detroit, Michigan (the “**City**”) and Objecting Creditors on September 16, 2014; the Court having reviewed the Stipulation; the Court finding that the Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334 and that this is a core proceeding pursuant to 28 U.S.C. § 157 (b); and the Court being fully advised in the premises;

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<sup>3</sup> Capitalized terms used but not defined herein shall have the meanings ascribed to them in the Stipulation.



This Court finds that:

1. The Stipulation is approved;
2. The hearing on plan confirmation shall be adjourned from Friday, September 19, 2014 until Monday, September 29, 2014 and shall follow the Court's Eighth Amended Order Establishing Procedures, Deadlines and Hearing Dates Relating to the Debtor's Plan of Adjustment [Docket No. 6699] (the "**Scheduling Order**") thereafter;
3. Any supplemental objections to the Seventh Amended Plan shall be filed by Friday, September 19, 2014;
4. Responses to supplemental objections to the Seventh Amended Plan shall be filed by Friday, September 26, 2014;
5. Fact discovery, if any, regarding the Seventh Amended Plan shall occur between September 19, 2014 and September 28, 2014;
6. Supplemental expert reports based on the Seventh Amended Plan, if any, shall be served, but not filed, by September 29, 2014;
7. Any witness serving a such supplemental expert report may be deposed at any time prior to his testimony;
8. The Objecting Creditors may call Mr. Kevin Murphy as an expert witness in support of their objections to the Seventh Amended Plan;

9. The plan supporters may take Mr. Murphy's deposition prior to his testimony;

10. The provisions of the Court's Scheduling Order shall remain in full force and effect except as modified by the Stipulation.